

ESTTA Tracking number: **ESTTA429683**

Filing date: **09/09/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91198382
Party	Plaintiff The Republic of Tea, Inc.
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Date	09/09/2011
Attachments	Stipulated Revised ACR Schedule.pdf ( 3 pages )(33283 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

THE REPUBLIC OF TEA, INC.	)	Opposition No. 91198382
Opposer,	)	
	)	
v.	)	
	)	
KUSMI TEA	)	
Applicant.	)	

**STIPULATED REVISED ACR SCHEDULE**

In the Stipulated Motion filed July 26, 2011, the parties requested the Board to suspend this proceeding while they exchanged further settlement proposals. In the Notice of Suspension, issued on August 1st, the Interlocutory Attorney granted the Motion, and ordered the filing, within ten days of the end of the suspension period, of a Stipulated Revised Schedule to govern further proceedings in the case if the parties had not reached a settlement by the end of the suspension period. Inasmuch as the parties have not been able to resolve all of the issues that would result in settlement, counsel for the parties have met and conferred and hereby stipulate to the following revised schedule to govern further proceedings in this matter and to supersede the schedule set forth in the Board's June 28, 2011 Order (all other aspects of the Board's Order to remain):

- 1) All written discovery will be served by October 24, 2011.
- 2) All responses to written discovery will be due within thirty days of the date of service thereof, and in any event not later than November 23, 2011.

- 6) Within forty-five days of the date of service of responses to written discovery, the responding party will produce documents responsive to any requests for production, and in any event not later than January 9, 2012.
- 7) On or before January 24, 2012, the parties will serve notices of deposition.
- 8) On or before January 31, 2012, the parties will meet and confer with respect to the date, time and location of any depositions.
- 9) Discovery will close March 6, 2012.
- 10) On or before April 5, 2012, the Opposer will serve on Applicant proposed Stipulations of Facts.
- 11) On or before April 19, 2012, the parties will meet and confer to prepare and file their joint proposed Stipulations of Fact.
- 12) The schedule for filing the cross-motions for summary judgment is as follows:

May 21, 2012 – Both parties' cross-motions and supporting evidence are due.

June 20, 2012 – Both parties' responsive briefs are due.

July 11, 2012 – Both parties' reply briefs, if any, are due.

Respectfully submitted,

//Michelle C. Burke//

MICHELLE C. BURKE

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**CERTIFICATE OF SERVICE**

I hereby certify that I served a copy of the parties' **STIPULATED REVISED ACR SCHEDULE** upon counsel identified below, via e-mail, upon agreement of counsel:

THOMAS J. MANGO  
CANTOR COLBURN LLP  
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on this 9th day of September, 2011.

**//Michelle C. Burke//**  

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**Michelle C. Burke**